

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

REGALO INTERNATIONAL, LLC

Plaintiff,

v.

MUNCHKIN, INC.

Defendant.

Civil Action No. 1:15-cv -1103-LPS-CJB

DECLARATION OF DONNA MARKS

I, Donna Marks, pursuant to 28 U.S.C. § 1746, hereby declare as follows:

1. I am over the age of eighteen years and am competent to testify as to the matters asserted herein. I make this Declaration based upon personal knowledge. I submit this Declaration opposing *Defendant Munchkin, Inc.'s Motion to Disqualify Plaintiff's Counsel Panitch, Schwarze, Belisario, & Nadel, LLP*.

2. Because of the nature of Munchkin's motion, this Declaration may touch on attorney work product, as well as attorney-client privileged information. I have attempted to provide sufficient details necessary for the Court to properly evaluate the motion, while not disclosing any information protected as attorney work product or privileged attorney-client communications. Our firm does not waive either the attorney work product immunity for the information or subjects addressed herein, nor waive attorney-client privilege for the information or subjects addressed herein. I am prepared, however, to provide additional details to the Court if it desires regarding the information and subjects addressed herein, via *in camera* submission or a similar procedure that will ensure the information is protected attorney work product and/or attorney-client privileged.

3. I have been a staff member in a variety of roles at Panitch Schwarze Belisario & Nadel LLP ("Panitch") since 1985. I am currently the Docket Coordinator for Panitch. I am not an attorney.

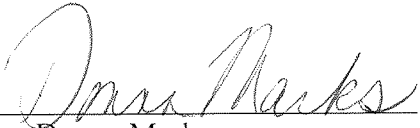
4. I have reviewed the billing records produced by Panitch's accounting department related to Munchkin. The records reveal that I have billed 3.2 hours to Munchkin files during my 31-plus years at Panitch. Based on my experience with the Panitch billing and accounting department, I believe this to be accurate.

5. The time I spent on Munchkin matters was limited to the preparation of approximately 5-10 form letters to alert Munchkin to the publically available information that their trademark applications had been allowed. I do not recall working on any other matters for Munchkin.

6. From the time Ms. Genovese departed the Panitch firm, I have never accessed any Munchkin documents filed in Panitch's document management system.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct to the best of my knowledge and belief.

Executed in Philadelphia, Pennsylvania on March 18, 2016

By: 
Donna Marks